



agreement or, in the alternative, to reopen this matter to be litigated on the merits.

**PLEASE TAKE FURTHER NOTICE** that in support of this motion, K4K will rely upon its Memorandum in support of the Motion, the Declaration of Peter D. Vogl with exhibits annexed thereto, and any reply submissions made hereafter.

**PLEASE TAKE FURTHER NOTICE** that K4K respectfully requests oral argument on this motion.

**PLEASE TAKE FURTHER NOTICE** that a proposed Order is also submitted herewith.

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